

**ORIGINAL** **FILED**  
April 15 2010

**FILED** *Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

APR 13 2010

Ed Smith  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

Supreme Court Cause No. OP 10-0180

(designation of party),

MOTION AND AFFIDAVIT IN SUPPORT  
OF MOTION TO PROCEED ON APPEAL  
WITHOUT PAYMENT OF FILING FEE

(designation of party).

I move this Court to proceed without payment of the filing fee in this cause,  
and I submit this Affidavit in support of my motion.

I, JOSEPH CURTIS MORRISON, JR., (state your name) being first duly sworn, depose and

say that I am the Petitioner (designation of party) in the above-entitled case; that in support of my application to proceed on appeal without being required to pay the filing fee, I state that because of my financial condition I am unable to pay the filing fee; that I believe I am entitled to redress; and that the issues which I desire to present on appeal are the following:

~~Illegal Sentence/Constitutionally Infirm Conviction DUI USED~~  
for enhancement-[Illegal] MORRISON BEING INDIAN WAS UNDER  
FEDERAL EXCLUSIVE JURISDICTION/PROTECTION "INDIAN LANDS SHALL  
REMAIN UNDER THE ABSOLUTE JURISDICTION AND CONTROL OF THE  
CONGRESS OF THE UNITED STATES" [MORRISON] has not ceded his  
rights nor can the "Flathead Nation/or Tribal Courts".

I further swear that the responses which I have made to the questions and instructions below relating to my ability to pay the cost of prosecuting the appeal are true.

1. Are you presently employed? NO

a. If the answer is yes, state the amount of your salary or wages per month and give the name and address of your employer.

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b. If the answer is no, state the date of your last employment and the amount of the salary and wages per month which you received.

March 12, 2009, \$1.80- per day., Monthly around \$38.00 dollars.

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2. Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, or other source? If the answer is yes, describe each source of income, and state the amount received from each during the past 12 months.

July 2009', \$75.00 dollars from friend.

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3. Do you own any cash or checking or savings account? If the answer is yes, state the total value of the items owned.

NO

4. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? If the answer is yes, describe the property and state its approximate value.

No

5. List the persons who are dependent upon you for support and state your relationship to those persons.

NONE other than self!.

I understand that a false statement or answer to any question in this affidavit will subject me to penalties for perjury.

x Joseph E. Orr

Subscribed and sworn to before me this 11 day of April, 2010.

Chuck Sakas  
Notary Public for the State of Montana

Residing at Cascade County

My Commission expires August 10, 2010

SEAL

## State

## Resident Activity Report

Resident Id: 201000000883  
Full Name: Morrison, Joseph Curtis  
Housing: State,,,,,

Run Date: 04/07/2010  
From: 04/04/2009  
To: 04/06/2010

**Inmate Accounts**  
CCSO Detention Center  
3800 North Ulm Frontage Rd.  
Great Falls, MT 59404

4/7/10  
R. King  
A675

## Beginning Balances

Account	Balance	Debt	Payable
	\$0.00	\$0.00	\$0.00

## Ending Balances

Account	Balance	Debt	Payable
	\$0.00	\$0.00	\$0.00

## Activity

Task #	Date	Type	Comment	Entry #	Amount	Balance	Debt	Payable
56884	03/05/2010	Intake			\$0.00	\$0.00	\$0.00	\$0.00
Ending Balances						\$0.00	\$0.00	\$0.00